

**U.S. District Court  
Eastern District of New York (Brooklyn)  
CRIMINAL DOCKET FOR CASE #: 1:17-mj-00475-MDG All Defendants**

Case title: USA v. Nagi Mohamed et al

Date Filed: 05/24/2017

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Assigned to: Magistrate Judge Marilyn D.  
Go

**Defendant (1)**

**Salah Manour Nagi Mohamed**

represented by **Len H. Kamdang**  
Federal Defenders of New York Inc.  
One Pierrepont Plaza, 16th Floor  
Brooklyn, NY 11201  
(718)407-7414  
Fax: (718)855-0760  
Email: [len\\_kamdang@fd.org](mailto:len_kamdang@fd.org)  
**LEAD ATTORNEY**  
**ATTORNEY TO BE NOTICED**  
*Designation: Public Defender or  
Community Defender Appointment*

**Pending Counts**

None

**Disposition**

**Highest Offense Level (Opening)**

None

**Terminated Counts**

None

**Disposition**

**Highest Offense Level (Terminated)**

None

**Complaints**

None

**Disposition**

---

Assigned to: Magistrate Judge Marilyn D.  
Go

**Defendant (2)**

**Kamal Zaki Qazah**

represented by **William David Sarratt**  
Debevoise & Plimpton LLP

919 Third Avenue  
New York, NY 10022  
212-909-6000  
Fax: 212-909-6836  
Email: [dsarratt@debevoise.com](mailto:dsarratt@debevoise.com)  
**LEAD ATTORNEY**  
**ATTORNEY TO BE NOTICED**  
*Designation: CJA Appointment*

**Pending Counts**

None

**Disposition**

**Highest Offense Level (Opening)**

None

**Terminated Counts**

None

**Disposition**

**Highest Offense Level (Terminated)**

None

**Complaints**

None

**Disposition**

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**Plaintiff**

**USA**

represented by **Sarah Evans**  
US Attorney's Office for the Eastern  
District of New Yo  
271a Cadman Plaza East  
Brooklyn, NY 11201  
718-254-6490  
Fax: 718-254-6076  
Email: [sarah.evans@usdoj.gov](mailto:sarah.evans@usdoj.gov)  
**LEAD ATTORNEY**  
**ATTORNEY TO BE NOTICED**  
*Designation: Government Attorney*

Date Filed	#	Page	Docket Text
05/24/2017	<u>1</u>	4	RULE 40 AFFIDAVIT / removal complaint to the Western District of Virginia by USA as to Salah Manour Nagi Mohamed, Kamal Zaki Qazah (Yuen, Sui-May) (Entered: 05/25/2017)
05/24/2017	<u>2</u>	17	Minute Entry for proceedings held before Magistrate Judge Marilyn D. Go:Initial Appearance in Rule 5(c)(3) Proceedings as to Salah Manour Nagi

			Mohamed, Kamal Zaki Qazah held on 5/24/2017, Attorney Appointment of federal defender Len Kamdang for defendant Salah Manour Nagi Mohamed, and cja counsel William Sarrat for defendant Kamal Zaki Qazah held on 5/24/2017. AUSA Sarah Evans present. Clerk F Chin – " Defendants arraigned on a removal complaint to the WD of VA. Dfse counsels seeks to have Rule 20 proceedings conducted in EDNY. Govt informs the court that they will reach out to the other district on the possibility. Temporary order of detention entered. Bail hearing set 5/31/17 at 11am." (Tape #3;29–3;36.) (Yuen, Sui–May) (Entered: 05/25/2017)
05/24/2017	<u>3</u>	19	TEMPORARY COMMITMENT Issued as to Salah Manour Nagi Mohamed (Yuen, Sui–May) (Entered: 05/25/2017)
05/24/2017	<u>4</u>	20	TEMPORARY COMMITMENT Issued as to Kamal Zaki Qazah (Yuen, Sui–May) (Entered: 05/25/2017)
05/24/2017	<u>5</u>	21	CJA 23 Financial Affidavit by Kamal Zaki Qazah (Yuen, Sui–May) (Entered: 05/25/2017)
05/24/2017	<u>6</u>	22	CJA 20 as to Kamal Zaki Qazah: Appointment of Attorney William David Sarratt for Kamal Zaki Qazah.. Ordered by Magistrate Judge Marilyn D. Go on 5/24/2017. (Yuen, Sui–May) (Entered: 05/25/2017)
05/31/2017	<u>7</u>	23	Minute Entry for proceedings held before Magistrate Judge Lois Bloom:Bond Hearing as to Salah Manour Nagi Mohamed held on 5/31/2017, Detention Hearing as to Salah Manour Nagi Mohamed held on 5/31/2017. Clerk M. Sica. AUSA Sarah Evans present. Dft present w/federal defender Len Kamdang. Waiver of removal entered. No bail package present. Commitment to the district of West Virginia entered. (Log # 5/31/17 11:40–11:48.) (Chin, Felix) (Entered: 06/01/2017)
05/31/2017	<u>8</u>	24	COMMITMENT TO ANOTHER DISTRICT as to Salah Manour Nagi Mohamed. Defendant committed to the Western District of Virginia. Ordered by Magistrate Judge Lois Bloom on 5/31/2017. (Chin, Felix) (Entered: 06/01/2017)
05/31/2017	<u>9</u>	25	WAIVER of Rule 5(c)(3) Hearing by Salah Manour Nagi Mohamed (Chin, Felix) (Entered: 06/01/2017)
05/31/2017	<u>10</u>	26	Minute Entry for proceedings held before Magistrate Judge Lois Bloom:Bond Hearing as to Kamal Zaki Qazah held on 5/31/2017, Detention Hearing as to Kamal Zaki Qazah held on 5/31/2017. Clerk M. Sica. AUSA Sarah Evans present. Dft present w/cja counsel David Sarratt. Waiver of removal entered. No bail package. Commitment to the district of West Virginia entered. (Log # 5/31/17 11:40–11:48.) (Chin, Felix) (Entered: 06/01/2017)
05/31/2017	<u>11</u>	27	COMMITMENT TO ANOTHER DISTRICT as to Kamal Zaki Qazah. Defendant committed to the Western District of Virginia. Ordered by Magistrate Judge Lois Bloom on 5/31/2017. (Chin, Felix) (Entered: 06/01/2017)
05/31/2017	<u>12</u>	28	WAIVER of Rule 5(c)(3) Hearing by Kamal Zaki Qazah (Chin, Felix) (Entered: 06/01/2017)

JAP:SME

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF NEW YORK

- - - - - X

UNITED STATES OF AMERICA

- against -

SALAH MANOUR NAGI MOHAMED,  
also known as “Salah Mohamed” and

KAMAL ZAKI QAZAH,

Defendants.

- - - - - X

EASTERN DISTRICT OF NEW YORK, SS:

ROBERT HERRERA, being duly sworn, deposes and states that he is a Deputy Marshal with the United States Marshals Service, duly appointed according to law and acting as such.

On or about May 4, 2017, an arrest warrant was issued by the United States District Court for the Western District of Virginia commanding the arrest of the defendant SALAH MANOUR NAGI MOHAMED, also known as “Salah Mohamed,” pursuant to a complaint charging him with escape from a federal prison in violation of 18 U.S.C. § 751(a).

On or about May 4, 2017, an arrest warrant was issued by the United States District Court for the Western District of Virginia commanding the arrest of the defendant KAMAL ZAKI QAZAH pursuant to a complaint charging him with escape from a federal prison in violation of 18 U.S.C. § 751(a).

AFFIDAVIT IN  
SUPPORT OF  
REMOVAL TO THE  
WESTERN  
DISTRICT OF  
VIRGINIA

(Fed. R. Crim. P. 5)

The source of your deponent's information and the grounds for his belief are as follows:<sup>1</sup>

1. On or about May 4, 2017, the United States District Court for the Western District of Virginia issued two arrest warrants commanding the arrest of the defendants SALAH MANOUR NAGI MOHAMED, also known as "Salah Mohamed," and KAMAL ZAKI QAZAH, respectively, pursuant to complaints charging the defendants with escape from a federal prison, in violation of 18 U.S.C. § 751. Copies of the complaint and arrest warrant for SALAH MANOUR NAGI MOHAMED are attached hereto as Exhibit A. Copies of the complaint and arrest warrant for KAMAL ZAKI QAZAH are attached hereto as Exhibit B.

2. On or about May 23, 2017, Deputy United States Marshals arrested the defendants SALAH MANOUR NAGI MOHAMED, also known as "Salah Mohamed," and KAMAL ZAKI QAZAH in Mexico City, Mexico. The defendants confirmed their identities upon arrest.

3. Photographs from the defendants' arrests and convictions in the Western District of Virginia were provided to the Deputy United States Marshals in Mexico. The individuals shown in those photographs appear to be the defendants. Additionally, photographs of the defendants were taken upon their arrest in Mexico and sent to the United States Marshals Service in the Western District of Virginia. Deputy United States Marshals in the Western District of Virginia viewed these photographs and confirmed that the

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<sup>1</sup> Because the purpose of this Affidavit is to set forth only those facts necessary to establish probable cause for removal, I have not described all the relevant facts and circumstances of which I am aware.

defendants are the same individuals subject to the complaints and arrest warrants attached as Exhibits A and B.

4. Additionally, the defendants' fingerprints were taken upon their arrest in Mexico. Those fingerprints were compared to fingerprints on file from the defendants' underlying convictions. That comparison indicated that the fingerprints of the defendants are the fingerprints of the defendants SALAH MANOUR NAGI MOHAMED, also known as "Salah Mohamed," and KAMAL ZAKI QAZAH.

5. On or about May 24, 2017, the defendants SALAH MANOUR NAGI MOHAMED, also known as "Salah Mohamed," and KAMAL ZAKI QAZAH arrived at John F. Kennedy International Airport in Queens, New York in the custody of the United States Marshals Service.

WHEREFORE, your deponent respectfully requests that the defendants SALAH MANOUR NAGI MOHAMED, also known as "Salah Mohamed," and KAMAL ZAKI QAZAH be removed to the United States District Court for the Western District of Virginia so that they may be dealt with according to law.

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ROBERT HERRERA  
Deputy Marshal  
United States Marshals Service

Sworn to before me this  
24th day of May, 2017

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THE HONORABLE MARILYN D. GO  
UNITED STATES MAGISTRATE JUDGE  
EASTERN DISTRICT OF NEW YORK

Exhibit A

## UNITED STATES DISTRICT COURT

for the

Western District of Virginia

ORIGINAL

0717955

178A-0503-2262-A

United States of America

v.

Salah Manour Nagi MOHAMED

A.K.A Salah MOHAMED

Case No.

2:17mj9

Defendant

## ARREST WARRANT

To: Any authorized law enforcement officer



**YOU ARE COMMANDED** to arrest and bring before a United States magistrate judge with no undue delay  
 (name of person to be arrested) Salah Manour Nagi MOHAMED  
 who is accused of an offense or violation based on the following document filed with the court:

- ☐ Indictment    ☐ Superseding Indictment    ☐ Information    ☐ Superseding Information    ☒ Complaint  
☐ Probation Violation Petition    ☐ Supervised Release Violation Petition    ☐ Violation Notice    ☐ Order of the Court

This offense is briefly described as follows:

18 U.S.C. Section 751 (a) ESCAPE FROM FEDERAL PRISON (USP LEE)

Date: 05/04/2017

*Pamela Meade Sargent*  
 Issuing officer's signature

City and state: Abingdon, Virginia

Honorable Pamela M. Sargent, USMJ  
 Printed name and title

## Return

This warrant was received on (date) 5/4/17 and the person was arrested on (date) \_\_\_\_\_  
 at (city and state) \_\_\_\_\_

Date: \_\_\_\_\_

\*DO NOT EXECUTE\*

Arresting officer's signature

Printed name and title



AO 91 (Rev. 11/11) Criminal Complaint

CLERK'S OFFICE U.S. DIST. COURT  
AT ABINGDON, VA  
FILED

## UNITED STATES DISTRICT COURT

for the

Western District of Virginia

MAY - 4 2017

JULIA C. DUDLEY, CLERK  
BY: *A. Blacklock*  
DEPUTY CLERK

United States of America )

v. )

Salah Mansour Nagi MOHAMED )

A.K.A. Salah MOHAMED )

Case No. *2:17mj9*

Defendant(s)

## CRIMINAL COMPLAINT

I, the complainant in this case, state that the following is true to the best of my knowledge and belief.

On or about the date(s) of 05/03/2017 in the county of Lee in the  
Western District of Virginia, the defendant(s) violated:

Code Section

Offense Description

18 U.S.C. Section 751 (a)

ESCAPE FROM FEDERAL PRISON (USP LEE)

This criminal complaint is based on these facts:

Please see attachment A.

☒ Continued on the attached sheet.*[Signature]*  
Complainant's signature

Jim Satterwhite, Deputy US Marshal

Printed name and title

Sworn to before me and signed in my presence.

Date: 05/04/2017City and state: Abingdon, Virginia*[Signature]*  
Judge's signature

Honorable Pamela M. Sargent, USMJ

Printed name and title

**AFFIDAVIT IN SUPPORT OF CRIMINAL COMPLAINT****Attachment A**

RE: Kamal Zaki QAZAH 26888-058

Salah MOHAMED 79212-083

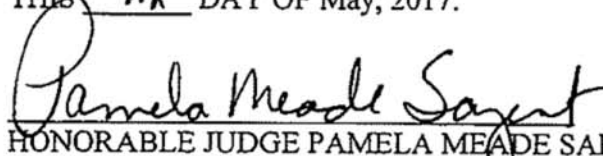
- (1) I, James R. Satterwhite, III, do hereby swear and depose the following:
- (2) I am a Deputy United States Marshal of the United States Marshals Services and have been so employed since October 2005 and assigned to the Western District of Virginia, Abingdon Division. I am a graduate of the Federal Law Enforcement Training Academy and the United States Marshals Service Basic Deputy and Investigator Academy. In my capacity as a Deputy United States Marshal, I am educated in Federal and State Criminal Law and I'm responsible for enforcing the same pursuant to the United States Constitution, Federal Criminal Code, and the Criminal Code of the Commonwealth of Virginia. The United States Marshals Service is an agency of the Executive Branch of the United States government and is charged with apprehending fugitives from justice.
- (3) On 01/22/2014, Kamal Zaki QAZAH (DOB:08/16/1979) was sentenced to an active period of federal incarceration of 216 months in the Western District of North Carolina, Charlotte Division, for his conviction of Money Laundering, Conspiracy to Commit Money Laundering, Transporting Stolen Goods by Interstate and Conspiracy to Transport Stolen Goods. On 03/30/2016, his sentence was reduced to 172 months of active incarceration, which he was serving at the camp located at United States Penitentiary Lee (USP Lee), in Pennington Gap, Virginia.
- (4) On 05/18/2012, Salah Mansour Nagi MOHAMED (DOB: 09/04/1981) was sentenced to an active period of federal incarceration of 246 months in the Eastern District of Virginia, Richmond Division, for his conviction of Conspiracy and Possession with Intent to Distribute Cocaine. MOHAMED was also currently serving his sentence at the camp located at USP Lee.
- (5) On 05/03/2017, USP Lee notified the United States Marshals Service (USMS), Western District of Virginia, Abingdon Division that federal inmates QAZAH and MOHAMED had escaped from USP Lee by walking off the property without prior authorization. The escape was apparent to the facility when neither inmate returned or was present during prisoner count. It's believed the duo fled sometime in the early morning hours of 05/03/2017.
- (6) Currently, the USMS is conducting a fugitive investigation into the location and apprehension of both federal inmates, who have not satisfied their active sentences per the Federal Bureau of Prisons.

- (7) Based on the facts and information presented above, I believe there is probable cause to believe Kamal QAZAH and Salah MOHAMED committed a violation of Title 18, United States Code, Section 751 (a), Escaping a Federal Institution and I respectfully request that a warrant for their arrest be issued.



James R. Satterwhite, III  
Deputy United States Marshal

SWORN AND SUBSCRIBED TO BEFORE ME  
THIS 4th DAY OF May, 2017.



HONORABLE JUDGE PAMELA MEADE SARGENT  
UNITED STATES DISTRICT COURT IN THE  
WESTERN DISTRICT OF VIRGINIA

Exhibit B



ORIGINAL

## UNITED STATES DISTRICT COURT

for the

Western District of Virginia

2204232

1784-0503-2261-A

United States of America

v.

Kamal Zaki QAZAH

Case No. 2:17mj 8

Defendant

## ARREST WARRANT

To: Any authorized law enforcement officer



**YOU ARE COMMANDED** to arrest and bring before a United States magistrate judge without unnecessary delay  
 (name of person to be arrested) Kamal Zaki QAZAH  
 who is accused of an offense or violation based on the following document filed with the court:

- ☐ Indictment    ☐ Superseding Indictment    ☐ Information    ☐ Superseding Information    ☒ Complaint  
☐ Probation Violation Petition    ☐ Supervised Release Violation Petition    ☐ Violation Notice    ☐ Order of the Court

This offense is briefly described as follows:

18 U.S.C. Section 751 (a) ESCAPE FROM FEDERAL PRISON (USP LEE)

Date: 05/04/2017

*Pamela Meade Sargent*  
 Issuing officer's signature

City and state: Abingdon, Virginia

Honorable Pamela M. Sargent, USMJ

Printed name and title

## Return

This warrant was received on (date) 5/04/17, and the person was arrested on (date) \_\_\_\_\_  
 at (city and state) \_\_\_\_\_

COPY

Date: \_\_\_\_\_  
 Arresting officer's signature

\*DO NOT EXECUTE\*

Printed name and title

## UNITED STATES DISTRICT COURT

MAY - 4 2017

for the

Western District of Virginia

JULIA C. RUDLEY, CLERK  
BY: *A. Blaylock*  
DEPUTY CLERK

United States of America )

v. )

Kamal Zaki QAZAH )

Case No. *2:17mj 8*

Defendant(s)

## CRIMINAL COMPLAINT

I, the complainant in this case, state that the following is true to the best of my knowledge and belief.

On or about the date(s) of 05/03/2017 in the county of Lee in the  
Western District of Virginia, the defendant(s) violated:

Code Section

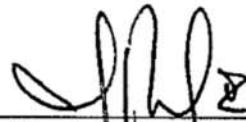
Offense Description

18 U.S.C. Section 751 (a)

ESCAPE FROM FEDERAL PRISON (USP LEE)

This criminal complaint is based on these facts:

Please see attachment A.

☒ Continued on the attached sheet.

Complainant's signature

Jim Satterwhite, Deputy US Marshal

Printed name and title

Sworn to before me and signed in my presence.

Date: 05/04/2017

Judge's signature

City and state: Abingdon, Virginia

Honorable Pamela M. Sargent, USMJ

Printed name and title

## AFFIDAVIT IN SUPPORT OF CRIMINAL COMPLAINT

### Attachment A

RE: Kamal Zaki QAZAH 26888-058  
Salah MOHAMED 79212-083

- (1) I, James R. Satterwhite, III, do hereby swear and depose the following:
- (2) I am a Deputy United States Marshal of the United States Marshals Services and have been so employed since October 2005 and assigned to the Western District of Virginia, Abingdon Division. I am a graduate of the Federal Law Enforcement Training Academy and the United States Marshals Service Basic Deputy and Investigator Academy. In my capacity as a Deputy United States Marshal, I am educated in Federal and State Criminal Law and I'm responsible for enforcing the same pursuant to the United States Constitution, Federal Criminal Code, and the Criminal Code of the Commonwealth of Virginia. The United States Marshals Service is an agency of the Executive Branch of the United States government and is charged with apprehending fugitives from justice.
- (3) On 01/22/2014, Kamal Zaki QAZAH (DOB:08/16/1979) was sentenced to an active period of federal incarceration of 216 months in the Western District of North Carolina, Charlotte Division, for his conviction of Money Laundering, Conspiracy to Commit Money Laundering, Transporting Stolen Goods by Interstate and Conspiracy to Transport Stolen Goods. On 03/30/2016, his sentence was reduced to 172 months of active incarceration, which he was serving at the camp located at United States Penitentiary Lee (USP Lee), in Pennington Gap, Virginia.
- (4) On 05/18/2012, Salah Mansour Nagi MOHAMED (DOB: 09/04/1981) was sentenced to an active period of federal incarceration of 246 months in the Eastern District of Virginia, Richmond Division, for his conviction of Conspiracy and Possession with Intent to Distribute Cocaine. MOHAMED was also currently serving his sentence at the camp located at USP Lee.
- (5) On 05/03/2017, USP Lee notified the United States Marshals Service (USMS), Western District of Virginia, Abingdon Division that federal inmates QAZAH and MOHAMED had escaped from USP Lee by walking off the property without prior authorization. The escape was apparent to the facility when neither inmate returned or was present during prisoner count. It's believed the duo fled sometime in the early morning hours of 05/03/2017.
- (6) Currently, the USMS is conducting a fugitive investigation into the location and apprehension of both federal inmates, who have not satisfied their active sentences per the Federal Bureau of Prisons.



- (7) Based on the facts and information presented above, I believe there is probable cause to believe Kamal QAZAH and Salah MOHAMED committed a violation of Title 18, United States Code, Section 751 (a), Escaping a Federal Institution and I respectfully request that a warrant for their arrest be issued.



James R. Satterwhite III  
Deputy United States Marshal

SWORN AND SUBSCRIBED TO BEFORE ME  
THIS 4th DAY OF May, 2017.



HONORABLE JUDGE PAMELA MEADE SARGENT  
UNITED STATES DISTRICT COURT IN THE  
WESTERN DISTRICT OF VIRGINIA



## INITIAL APPEARANCE CALENDAR

Magistrate Judge : Marilyn D. Go Date: 5/24/17Magistrate Case Number: 17-475M LOG #: 3:29-3:36Defendant's Name: Salah Manour Nagi Mohamed☒ Court appointed counsel. ☐ Defendant retained counsel.Defense Counsel: Len Kamdang CJA:        FDNY: ☒ RET:       A.U.S.A. Sarah Evans Clerk : Felix ChinInterpreter :        Language:       ☒ ARRAIGNMENT on Complaint held. ☒ Government Agent Sworn☐ DETENTION HEARING Held: ☐ Government opposed bail for reasons stated on the record.☐ Bond set at       . ☐ Bond set on consent of both parties.Defendant : ☐ released ☐ held pending satisfaction of bond conditions.☐ Defendant advised of bond conditions set by the Court and signed the bond.☐ Surety(ies) sworn, advised of bond obligations by the Court and signed the bond.☐ (Additional) surety/ies to co-sign bond by       ☐ After detention hearing, Court orders detention in custody. ☐ Leave to reopen granted☒ Temporary Order of Detention Issued. Bail Hearing set for 5/31/17 @ 11:00 AM☐ At this time, defense counsel states on the record that the defendant does not have a bail application / package. Order of detention entered with leave to reapply to a Magistrate or to the District Court Judge to whom the case will be assigned.☐ Preliminary Hearing set for:       ; or ☐ waived by defendant☐ Status Conference set for:        before Judge       ☐ Medical memo issued.☒ REMOVAL (Rule 5) PROCEEDING held. To the district of: WDVA☐ Identity hearing held. Court ☐ orders removal ☐ denies removal☐ Defendant waives: ☐ identity hearing ☐ preliminary hearing☐ Identity/ Removal Hearing set for:       ☐ No bail application presented to the Court. Commitment to the District        entered.Other Comments/Rulings: Defse counsel seeks to have Rule 20 proceedings  
conducted in EDNY. Govt informs the court that  
they will reach out to the other district on the possibility.



AO 470 (Rev. 12/03) Order of Temporary Detention

UNITED STATES DISTRICT COURT

EASTERN

District of

NEW YORK

UNITED STATES OF AMERICA

V.

ORDER OF TEMPORARY DETENTION  
PENDING HEARING PURSUANT TO  
BAIL REFORM ACT

Salah Mohamed

Defendant

Case Number:

17-475M

Upon motion of the aff, it is ORDERED that a

detention hearing is set for

5/31/17  
Date

\* at

11:00  
Time

before

M. Bloom

Name of Judicial Officer

BROOKLYN, NEW YORK

Location of Judicial Officer

Pending this hearing, the defendant shall be held in custody by (the United States marshal) (

) and produced for the hearing.

Other Custodial Official

Date:

May 24, 2017

Judicial Officer

S/ Marilyn Go

\*If not held immediately upon defendant's first appearance, the hearing may be continued for up to three days upon motion of the Government, or up to five days upon motion of the defendant. 18 U.S.C. § 3142(f)(2).

A hearing is required whenever the conditions set forth in 18 U.S.C. § 3142(f) are present. Subsection (1) sets forth the grounds that may be asserted only by the attorney for the Government; subsection (2) states that a hearing is mandated upon the motion of the attorney for the Government or upon the judicial officer's own motion if there is a serious risk that the defendant (a) will flee or (b) will obstruct or attempt to obstruct justice, or threaten, injure, or intimidate, or attempt to threaten, injure, or intimidate a prospective witness or juror.



AO 470 (Rev. 12/03) Order of Temporary Detention

UNITED STATES DISTRICT COURT

EASTERN

District of

NEW YORK

UNITED STATES OF AMERICA

V.

ORDER OF TEMPORARY DETENTION  
PENDING HEARING PURSUANT TO  
BAIL REFORM ACT

Kamal Qazeh

Defendant

Case Number:

17-475M

Upon motion of the

df

, it is ORDERED that a

detention hearing is set for

5/31/17

\* at

11:00

Date

Time

before

M. Bloom

Name of Judicial Officer

BROOKLYN, NEW YORK

Location of Judicial Officer

Pending this hearing, the defendant shall be held in custody by (the United States marshal) (

) and produced for the hearing.

Other Custodial Official

Date:

May 24, 2017

Judicial Officer

N

S/ Marilyn Go

\*If not held immediately upon defendant's first appearance, the hearing may be continued for up to three days upon motion of the Government, or up to five days upon motion of the defendant. 18 U.S.C. § 3142(f)(2).

A hearing is required whenever the conditions set forth in 18 U.S.C. § 3142(f) are present. Subsection (1) sets forth the grounds that may be asserted only by the attorney for the Government; subsection (2) states that a hearing is mandated upon the motion of the attorney for the Government or upon the judicial officer's own motion if there is a serious risk that the defendant (a) will flee or (b) will obstruct or attempt to obstruct justice, or threaten, injure, or intimidate, or attempt to threaten, injure, or intimidate a prospective witness or juror.

FINANCIAL AFFIDAVIT																	
IN SUPPORT OF REQUEST FOR ATTORNEY EXPENSE OR OTHER SERVICES WITH OUTPAYMENT OF FEE																	
<b>IN THE UNITED STATES</b> <input checked="" type="checkbox"/> <b>DISTRICT COURT</b> <input type="checkbox"/> <b>COURT OF APPEALS</b> <input type="checkbox"/> <b>OTHER (Specify below)</b> IN THE CASE OF <div style="display: flex; justify-content: space-between; margin-top: 10px;"> <span>USA      v.      QAZAH</span> </div>		FOR AT <div style="border: 1px solid black; height: 60px; margin-top: 10px;"></div>															
<b>PERSON REPRESENTED (Show your full name)</b> Kamal Qazah		<div style="display: flex; justify-content: space-between;"> <div style="width: 60%;"> <b>CHARGE/OFFENSE (describe if applicable &amp; check box--)</b>            18 U.S.C. 751(a) - Escape from Federal Prison           <div style="display: flex; justify-content: space-between; margin-top: 5px;"> <input checked="" type="checkbox"/> <b>Felony</b>    <input type="checkbox"/> <b>Misdemeanor</b> </div> </div> <div style="width: 35%;">           1 <input checked="" type="checkbox"/> Defendant - Adult            2 <input type="checkbox"/> Defendant - Juvenile            3 <input type="checkbox"/> Appellant            4 <input type="checkbox"/> Probation Violator            5 <input type="checkbox"/> Supervised Release Violator            5 <input type="checkbox"/> Habeas Petitioner            7 <input type="checkbox"/> 2255 Petitioner            8 <input type="checkbox"/> Material Witness            9 <input type="checkbox"/> Other (Specify) _____         </div> </div>															
		<div style="border: 1px solid black; padding: 2px;"> <b>DOCKET NUMBERS</b>            Magistrate Judge            GO            District Court            EDNU            Court of Appeals         </div>															
ANSWERS TO QUESTIONS REGARDING ABILITY TO PAY																	
INCOME & ASSETS	EMPLOYMENT	Are you now employed? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> Self-Employed Name and address of employer: <u>N/a</u> <div style="display: flex; justify-content: space-between;"> <div>IF YES, how much do you earn per month? \$ _____</div> <div>IF NO, give month and year of last employment? _____ How much did you earn per month? \$ _____</div> </div>															
		If married, is your spouse employed? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No <div style="display: flex; justify-content: space-between;"> <div>IF YES, how much does your spouse earn per month? \$ _____</div> <div>If you are a minor under age 21, what is the approximate monthly income of your parent(s) or guardian(s)? \$ _____</div> </div>															
	OTHER INCOME	Have you received within the past 12 months any income from a business, profession or other form of self-employment, or in the form of rent payments, interest, dividends, retirement or annuity payments, or other sources? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No <div style="display: flex; justify-content: space-between; margin-top: 5px;"> <div style="width: 45%;"> <b>RECEIVED</b>            IF YES, give the amount received and identify the sources            \$ _____            \$ _____            \$ _____         </div> <div style="width: 50%;"> <b>SOURCES</b>            _____            _____            _____         </div> </div>															
	CASH	Do you have any cash on hand or money in savings or checking accounts? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No    IF YES, total amount? \$ _____															
	PROPERTY	Do you own any real estate, stocks, bonds, notes, automobiles, or other valuable property (excluding ordinary household furnishings and clothing)? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No <div style="display: flex; justify-content: space-between; margin-top: 5px;"> <div style="width: 45%;"> <b>VALUE</b>            IF YES, give value and description for each            \$ _____            \$ _____            \$ _____         </div> <div style="width: 50%;"> <b>DESCRIPTION</b>            _____            _____            _____         </div> </div>															
OBLIGATIONS & DEBTS	DEPENDENTS	<b>MARITAL STATUS</b> Single _____ <input checked="" type="checkbox"/> Married _____ Widowed _____ Separated or Divorced _____ <div style="display: flex; justify-content: space-between; margin-top: 5px;"> <div>Total No. of Dependents</div> <div><u>2</u></div> </div>															
	DEBTS & MONTHLY BILLS (Rent, utilities, loans, charge accounts, etc.)	List persons you actually support and your relationship to them _____ _____ _____ <table border="1" style="width: 100%; border-collapse: collapse; margin-top: 5px;"> <thead> <tr> <th style="width: 60%;">DESCRIPTION</th> <th style="width: 20%;">TOTAL DEBT</th> <th style="width: 20%;">MONTHLY PAYMENT</th> </tr> </thead> <tbody> <tr> <td>None Reported</td> <td>\$ _____</td> <td>\$ _____</td> </tr> <tr> <td>_____</td> <td>\$ _____</td> <td>\$ _____</td> </tr> <tr> <td>_____</td> <td>\$ _____</td> <td>\$ _____</td> </tr> <tr> <td>_____</td> <td>\$ _____</td> <td>\$ _____</td> </tr> </tbody> </table>		DESCRIPTION	TOTAL DEBT	MONTHLY PAYMENT	None Reported	\$ _____	\$ _____	_____	\$ _____	\$ _____	_____	\$ _____	\$ _____	_____	\$ _____
DESCRIPTION	TOTAL DEBT	MONTHLY PAYMENT															
None Reported	\$ _____	\$ _____															
_____	\$ _____	\$ _____															
_____	\$ _____	\$ _____															
_____	\$ _____	\$ _____															

I certify under penalty of perjury that the foregoing is true and correct.

SIGNATURE OF DEFENDANT  
(OR PERSON REPRESENTED)05/24/2017  
Date



CJA 20 APPOINTMENT OF AND AUTHORITY TO PAY COURT APPOINTED COUNSEL (Rev. 5/99)

1. CIR./DIST./ DIV. CODE		2. PERSON REPRESENTED Kamal Zaki Qazah		VOUCHER NUMBER	
3. MAG. DKT./DEF. NUMBER		4. DIST. DKT./DEF. NUMBER 17-475M		5. APPEALS DKT./DEF. NUMBER	
7. IN CASE/MATTER OF (Case Name)  USA v Qazah		8. PAYMENT CATEGORY <input checked="" type="checkbox"/> Felony <input type="checkbox"/> Petty Offense <input type="checkbox"/> Misdemeanor <input type="checkbox"/> Other <input type="checkbox"/> Appeal		9. TYPE PERSON REPRESENTED <input checked="" type="checkbox"/> Adult Defendant <input type="checkbox"/> Appellant <input type="checkbox"/> Juvenile Defendant <input type="checkbox"/> Appellee <input type="checkbox"/> Other	
10. REPRESENTATION TYPE (See Instructions) CC					
11. OFFENSE(S) CHARGED (Cite U.S. Code, Title & Section) <i>If more than one offense, list (up to five) major offenses charged, according to severity of offense.</i>  18 U.S.C. 751					
12. ATTORNEY'S NAME (First Name, M.I., Last Name, including any suffix), AND MAILING ADDRESS  William David Sarratt Debevoise & Plimpton, LLP 919 Third Avenue New York, NY 10022  Telephone Number : _____			13. COURT ORDER <input checked="" type="checkbox"/> O Appointing Counsel <input type="checkbox"/> C Co-Counsel <input type="checkbox"/> F Subs For Federal Defender <input type="checkbox"/> R Subs For Retained Attorney <input type="checkbox"/> P Subs For Panel Attorney <input type="checkbox"/> Y Standby Counsel  Prior Attorney's _____ Appointment Dates: _____ <input type="checkbox"/> Because the above-named person represented has testified under oath or has otherwise satisfied this Court that he or she (1) is financially unable to employ counsel and (2) does not wish to waive counsel, and because the interests of justice so require, the attorney whose name appears in Item 12 is appointed. <input type="checkbox"/> Other (See Instructions) _____ Signature of Presi _____ 05/24/2017 Date of Order Repayment or partial repayment on appointment. <input type="checkbox"/> YES <input type="checkbox"/> NO		
14. NAME AND MAILING ADDRESS OF LAW FIRM (Only provide per instructions)					
<b>CLAIM FOR SERVICES AND EXPENSES</b>					
CATEGORIES (Attach itemization of services with dates)		HOURS CLAIMED	TOTAL AMOUNT CLAIMED	MAT. ADJUSTED HOURS	ADJUSTED AMOUNT
15. In					
a. Arraignment and/or Plea					
b. Bail and Detention Hearings					
c. Motion Hearings					
d. Trial					
e. Sentencing Hearings					
f. Revocation Hearings					
g. Appeals Court					
h. Other (Specify on additional sheets)					
(RATE PER HOUR = \$ ) TOTALS:					
16. Out of					
a. Interviews and Conferences					
b. Obtaining and reviewing records					
c. Legal research and brief writing					
d. Travel time					
e. Investigative and other work (Specify on additional sheets)					
(RATE PER HOUR = \$ ) TOTALS:					
17. Travel Expenses (lodging, parking, meals, mileage, etc.)					
18. Other Expenses (other than expert, transcripts, etc.)					
<b>GRAND TOTALS (CLAIMED AND ADJUSTED):</b>					
19. CERTIFICATION OF ATTORNEY/PAYEE FOR THE PERIOD OF SERVICE  TO: _____			20. APPOINTMENT TERMINATION DATE IF OTHER THAN CASE COMPLETION		21. CASE DISPOSITION
22. CLAIM STATUS <input type="checkbox"/> Final Payment <input type="checkbox"/> Interim Payment Number <input type="checkbox"/> Supplemental Payment Have you previously applied to the court for compensation and/or reimbursement for this representation? <input type="checkbox"/> YES <input type="checkbox"/> NO      If yes, were you paid? <input type="checkbox"/> YES <input type="checkbox"/> NO Other than from the Court, have you, or to your knowledge has anyone else, received payment (compensation or anything of value) from any other source in connection with this representation? <input type="checkbox"/> YES <input type="checkbox"/> NO      If yes, give details on additional sheets. I swear or affirm the truth or correctness of the above statements. Signature of Attorney _____ Date _____					
<b>APPROVED FOR PAYMENT — COURT USE ONLY</b>					
23. IN COURT COMP.		24. OUT OF COURT COMP.		25. TRAVEL EXPENSES	
26. OTHER EXPENSES		27. TOTAL AMT. APPR./CERT.			
28. SIGNATURE OF THE PRESIDING JUDICIAL OFFICER				28a. JUDGE/MAG. JUDGE CODE	
29. IN COURT COMP.		30. OUT OF COURT COMP.		31. TRAVEL EXPENSES	
32. OTHER EXPENSES		33. TOTAL AMT. APPROVED			
34. SIGNATURE OF CHIEF JUDGE, COURT OF APPEALS (OR DELEGATE) <i>Payment approved in excess of the statutory threshold amount.</i>				34a. JUDGE CODE	

**MINUTE ENTRY FOR CRIMINAL PROCEEDING**

BEFORE MAG. JUDGE Lois Bloom                      DATE: 5/31/2017

DOCKET NUMBER: 17-475M FTR #: 11:40 - 11:48

**DEFENDANT'S NAME :** Salah Mohamed  
X Present         Not Present    X Custody         Bail

**DEFENSE COUNSEL:** Len Kamdang  
☐ Federal Defender    ☐ CJA    ☐ Retained

A.U.S.A: Sarah Evans CLERK: M. Sica

INTERPRETER : \_\_\_\_\_ (Language) \_\_\_\_\_

\_\_\_\_ Defendant arraigned on the : \_\_\_\_ indictment \_\_\_\_ superseding indictment \_\_\_\_ probation violation

Defendant pleads NOT GUILTY to ALL counts.

DETENTION HEARING Held. \_\_\_\_ Defendant's first appearance.

\_\_\_\_ Bond set at \_\_\_\_\_. Defendant \_\_\_\_ released \_\_\_\_ held pending satisfaction of bond conditions.

\_\_\_\_\_ Defendant advised of bond conditions set by the Court and signed the bond.

\_\_\_\_ Surety(ies) sworn, advised of bond obligations by the Court and signed the bond.

(Additional) surety/ies to co-sign bond by \_\_\_\_\_

\_\_\_\_ After hearing, Court orders detention in custody. \_\_\_\_ Leave to reopen granted

Temporary Order of Detention Issued. Bail Hearing set for \_\_\_\_\_

\_\_\_\_ At this time, defense counsel states on the record that the defendant does not have a bail application / package. Order of detention entered with leave to reapply to a Magistrate or to the District Court Judge to whom the case will be assigned.

Order of Excludable Delay/Speedy Trial entered. Start \_\_\_\_\_ Stop \_\_\_\_\_

Medical memo issued.

\_\_\_\_ Defendant failed to appear, bench warrant issued.

\_\_\_\_\_ Status conference set for \_\_\_\_\_ @ \_\_\_\_\_ before Judge \_\_\_\_\_

Other Rulings: Status Conference - Waiver of Removal entered. No bail  
prepay presented. Commitment to the district of  
Virginia entered.



AO 94 (Rev. 8/97) Commitment to Another District

<b>UNITED STATES DISTRICT COURT</b>			
<b>EASTERN</b>		District of <b>NEW YORK</b>	
UNITED STATES OF AMERICA V.  <i>Salah Manour Nagi Mohamed</i>		<b>COMMITMENT TO ANOTHER DISTRICT</b>	
DOCKET NUMBER		MAGISTRATE JUDGE CASE NUMBER	
District of Arrest	District of Offense  <i>17MS9</i>	District of Arrest	District of Offense  <i>17-475M</i>
<b>CHARGES AGAINST THE DEFENDANT ARE BASED UPON AN</b> <input type="checkbox"/> Indictment <input type="checkbox"/> Information <input checked="" type="checkbox"/> Complaint <input type="checkbox"/> Other (specify)			
charging a violation of <i>18 U.S.C. § 751</i>			
<b>DISTRICT OF OFFENSE</b> <i>Western District of Virginia</i>			
<b>DESCRIPTION OF CHARGES:</b>  <i>Escape from federal prison</i>			
<b>CURRENT BOND STATUS:</b> <input type="checkbox"/> Bail fixed at _____ and conditions were not met <input type="checkbox"/> Government moved for detention and defendant detained after hearing in District of Arrest <input type="checkbox"/> Government moved for detention and defendant detained pending detention hearing in District of Offense <input type="checkbox"/> Other (specify) _____			
<b>Representation:</b> <input type="checkbox"/> Retained Own Counsel <input checked="" type="checkbox"/> Federal Defender Organization <input type="checkbox"/> CJA Attorney <input type="checkbox"/> None			
<b>Interpreter Required?</b> <input type="checkbox"/> No <input type="checkbox"/> Yes    Language: _____			
<div style="text-align: right; margin-bottom: 10px;"><b>EASTERN DISTRICT OF NEW YORK</b></div> <b>TO: THE UNITED STATES MARSHAL</b> You are hereby commanded to take custody of the above named defendant and to transport that defendant with a certified copy of this commitment forthwith to the district of offense as specified above and there deliver the defendant to the United States Marshal for that District or to some other officer authorized to receive the defendant. <div style="display: flex; justify-content: space-between; margin-top: 20px;"> <div style="text-align: center;"> <i>5/31/17</i>            _____            Date         </div> <div style="text-align: center;">           _____            United States Judge or Magistrate Judge         </div> </div>			
<b>RETURN</b>			
<b>This commitment was received and executed as follows:</b>			
DATE COMMITMENT ORDER RECEIVED	PLACE OF COMMITMENT	DATE DEFENDANT COMMITTED	
DATE	UNITED STATES MARSHAL	(BY) DEPUTY MARSHAL	



## UNITED STATES DISTRICT COURT

for the  
Eastern District of New York

United States of America

v.

Case No. 17-MJ-479

Salah Mohamed

Defendant

Charging District's Case No.

17-MJ-9 (U.D.V.A.)

WAIVER OF RULE 5 & 5.1 HEARINGS  
(Complaint or Indictment)

I understand that I have been charged in another district, the (name of other court) \_\_\_\_\_

I have been informed of the charges and of my rights to:

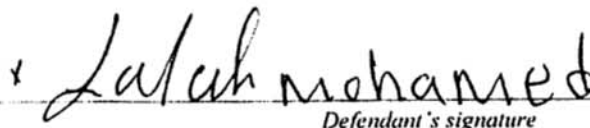
- (1) retain counsel or request the assignment of counsel if I am unable to retain counsel;
- (2) an identity hearing to determine whether I am the person named in the charges;
- (3) production of the warrant, a certified copy of the warrant, or a reliable electronic copy of either;
- (4) a preliminary hearing to determine whether there is probable cause to believe that an offense has been committed, to be held within 14 days of my first appearance if I am in custody and 21 days otherwise, unless I have been indicted beforehand.
- (5) a hearing on any motion by the government for detention;
- (6) request a transfer of the proceedings to this district under Fed. R. Crim. P. 20, to plead guilty.

I agree to waive my right(s) to:

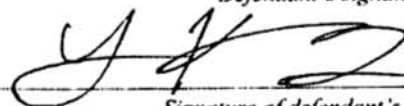
- ☐ an identity hearing and production of the warrant.
- ☐ a preliminary hearing.
- ☐ a detention hearing.
- ☒ an identity hearing, production of the warrant, and any preliminary or detention hearing to which I may be entitled in this district. I request that any preliminary or detention hearing be held in the prosecuting district, at a time set by that court.

I consent to the issuance of an order requiring my appearance in the prosecuting district where the charges are pending against me.

Date: 5/31/17



Defendant's signature



Signature of defendant's attorney

Len Kennedy

## MINUTE ENTRY FOR CRIMINAL PROCEEDING

BEFORE MAG. JUDGE Lois Bloom DATE: 5/31/2017DOCKET NUMBER: 17-475M FTR #: 11:40 - 11:48DEFENDANT'S NAME: Kamal Qazah  
X Present    Not Present X Custody    BailDEFENSE COUNSEL: David Sarratt  
   Federal Defender X CJA    RetainedA.U.S.A.: Sarah Evans CLERK: M. SicaINTERPRETER: (Language)   Defendant arraigned on the:    indictment    superseding indictment    probation violation   Defendant pleads NOT GUILTY to ALL counts.   DETENTION HEARING Held.    Defendant's first appearance.   Bond set at                     . Defendant    released    held pending satisfaction of bond conditions.   Defendant advised of bond conditions set by the Court and signed the bond.   Surety(ies) sworn, advised of bond obligations by the Court and signed the bond.   (Additional) surety/ies to co-sign bond by                                        After hearing, Court orders detention in custody.    Leave to reopen granted   Temporary Order of Detention Issued. Bail Hearing set for                                        At this time, defense counsel states on the record that the defendant does not have a bail application / package. Order of detention entered with leave to reapply to a Magistrate or to the District Court Judge to whom the case will be assigned.   Order of Excludable Delay/Speedy Trial entered. Start                      Stop                        Medical memo issued.   Defendant failed to appear, bench warrant issued.   Status conference set for                      @                      before Judge                     Other Rulings: Status Conference Waiver of Removal entered. No bail package  
Commitment to the district of West Virginia entered.

AO 94 (Rev. 8/97) Commitment to Another District

<b>UNITED STATES DISTRICT COURT</b>			
<b>EASTERN</b>		District of <b>NEW YORK</b>	
UNITED STATES OF AMERICA V.  <i>Kamal Zaki Qazah</i>		<b>COMMITMENT TO ANOTHER DISTRICT</b>	
DOCKET NUMBER		MAGISTRATE JUDGE CASE NUMBER	
District of Arrest	District of Offense <i>17 MJ 8</i>	District of Arrest	District of Offense <i>17-475M</i>
<b>CHARGES AGAINST THE DEFENDANT ARE BASED UPON AN</b> <input type="checkbox"/> Indictment <input type="checkbox"/> Information <input checked="" type="checkbox"/> Complaint <input type="checkbox"/> Other (specify)			
charging a violation of <i>18</i> U.S.C. § <i>751</i>			
<b>DISTRICT OF OFFENSE</b> <i>Western District of Virginia</i>			
<b>DESCRIPTION OF CHARGES:</b> <i>Escape from federal prison</i>			
<b>CURRENT BOND STATUS:</b> <input type="checkbox"/> Bail fixed at _____ and conditions were not met <input type="checkbox"/> Government moved for detention and defendant detained after hearing in District of Arrest <input type="checkbox"/> Government moved for detention and defendant detained pending detention hearing in District of Offense <input type="checkbox"/> Other (specify) _____			
<b>Representation:</b> <input type="checkbox"/> Retained Own Counsel <input type="checkbox"/> Federal Defender Organization <input checked="" type="checkbox"/> CJA Attorney <input type="checkbox"/> None			
<b>Interpreter Required?</b> <input type="checkbox"/> No <input type="checkbox"/> Yes    Language: _____			
<div style="text-align: right; margin-bottom: 10px;"><i>Eastern</i> <b>DISTRICT OF NEW YORK</b></div> <b>TO: THE UNITED STATES MARSHAL</b> You are hereby commanded to take custody of the above named defendant and to transport that defendant with a certified copy of this commitment forthwith to the district of offense as specified above and there deliver the defendant to the United States Marshal for that District or to some other officer authorized to receive the defendant. <div style="display: flex; justify-content: space-between; margin-top: 20px;"> <div style="text-align: center;"> <i>5/31/17</i>            _____            Date         </div> <div style="text-align: center;">           _____            United States Judge or Magistrate Judge         </div> </div>			
<b>RETURN</b>			
<b>This commitment was received and executed as follows:</b>			
DATE COMMITMENT ORDER RECEIVED		PLACE OF COMMITMENT	
DATE		(BY) DEPUTY MARSHAL	
UNITED STATES MARSHAL		DATE DEFENDANT COMMITTED	



AO 466A (Rev. 07/16) Waiver of Rule 5 &amp; 5.1 Hearings (Complaint or Indictment)

## UNITED STATES DISTRICT COURT

for the  
Eastern District of New York

United States of America

v.

KAMAL ZAKI QAZAH,

Defendant

Case No. 17-MJ-499

Charging District's Case No.

17-MJ-9

WAIVER OF RULE 5 & 5.1 HEARINGS  
(Complaint or Indictment)

I understand that I have been charged in another district, the (name of other court) Western District  
of Virginia.

I have been informed of the charges and of my rights to:

- (1) retain counsel or request the assignment of counsel if I am unable to retain counsel;
- (2) an identity hearing to determine whether I am the person named in the charges;
- (3) production of the warrant, a certified copy of the warrant, or a reliable electronic copy of either;
- (4) a preliminary hearing to determine whether there is probable cause to believe that an offense has been committed, to be held within 14 days of my first appearance if I am in custody and 21 days otherwise, unless I have been indicted beforehand.
- (5) a hearing on any motion by the government for detention;
- (6) request a transfer of the proceedings to this district under Fed. R. Crim. P. 20, to plead guilty.

I agree to waive my right(s) to:

- ☐ an identity hearing and production of the warrant.
- ☐ a preliminary hearing.
- ☐ a detention hearing.
- ☒ an identity hearing, production of the warrant, and any preliminary or detention hearing to which I may be entitled in this district. I request that any preliminary or detention hearing be held in the prosecuting district, at a time set by that court.

I consent to the issuance of an order requiring my appearance in the prosecuting district where the charges are pending against me.

Date: 5.31.17

Kamal Qazah

Defendant's signature

W. David Garratt

Signature of defendant's attorney

W. DAVID GARRATT

Printed name of defendant's attorney